

**HEALTH CARE ENTITIES REGULATED BY THE
HEALTH FACILITIES AND EMERGENCY MEDICAL SERVICES DIVISION**

The table below indicates the provides that:

- *must be licensed by the state prior to providing services; and*
- *are surveyed by the Division for the purposes of Medicare and/or Medicaid certification.*

Health care entity type	State licensure required?	Does the Division conduct surveys for:	
		Medicare certification?	Medicaid certification?
Acute treatment unit	Yes ¹	No	No
Ambulatory surgical center	Yes	Yes	No
Assisted living residence			
Private pay facility	Yes	No	No
Alternative care facilities	Yes	No	Yes
Residential treatment facility (RTF) - Adult	Yes ²	No	No
Birth center	Yes	No	No
Chiropractic center and hospital	Yes	No	No
Clinic			
Community clinic/community clinic with emergency center	Yes	No ³	No ³
Mental health center	Yes	No	No ⁴
Rural health clinic	No	Yes ⁵	No
Comprehensive outpatient rehabilitation facility	No	Yes	Yes
Convalescent center	Yes	No	No
Developmentally disabled (DD) facility			
Community residential home/group home	Yes	Yes	Yes ⁶
Intermediate care facility (ICF/DD)	Yes	Yes	Yes
Dialysis treatment clinic (also End stage renal dialysis)	Yes	Yes	No

¹ ATUs are subject to program approval by the Department of Human Services.

² ALR-RTFs are subject to program approval by the Department of Human Services.

³ Community clinics may be certified as rural health clinics and may also be Medicare/Medicaid approved by CMS as provider based.

⁴ Mental health center certification inspections are conducted by the state Department of Human Services.

⁵ Rural health clinics may also be approved by CMS as provider based.

⁶ DD group home certification inspections are conducted by both the Colorado Department of Public Health and Environment and the Department of Human Services (DHS). Program approvals are conducted by DHS.

Health care entity type	State licensure required?	Does the Division conduct surveys for:	
		Medicare certification?	Medicaid certification?
Health maintenance organization	Yes ⁷	No ⁸	No ⁹
Home and community based services (HCBS)	<i>Note: The following HCBS programs do <u>not</u> need to be licensed as a home care agency.</i>		
Adult day – Brain injury	No	No	Yes
Adult Day – Elderly, blind and disabled; Mentally Ill and Persons living with Aids	No	No	Yes
Behavioral programming <i>{conducted outside of the consumer's home}</i>	No	No	Yes
Children with autism services <i>{conducted outside of the patient's home}</i>	No	No	Yes
Day treatment – Brain injury	No	No	Yes
Home care agency			
Medical: agencies with nursing and one other skilled service (e.g., CNA, PT, OT, ST or SW)	Yes	Yes	Yes
Medical: agencies that have skilled service(s) but do not have nursing	Yes	No	No
Non-medical home care services	Yes	No	Yes ¹⁰
Outpatient rehabilitation services: physical therapy, speech pathology services <i>(provided in consumer's home and not certified)</i>	Yes	No	No
Behavioral programming <i>(in consumer's home)</i>	Yes	No	Yes
Children with autism services <i>(in consumer's home)</i>	Yes	No	Yes
Home care placement agency	No ¹¹	No	No
Hospice	Yes	Yes	Yes
Hospital			

⁷ The Division of Insurance, within the state Department of Regulatory Agencies, licenses HMOs. As part of the licensure process, the Colorado Department of Public Health and Environment is responsible for determining that HMOs meet certain minimum quality care standards.

⁸ Medicare Advantage services are certified by the Centers for Medicare and Medicaid Services (CMS).

⁹ Medicaid services are certified by the state Department of Health Care Policy and Financing.

¹⁰ Non-Medical Home Care Agencies include two programs that can be certified by the Home and Community Based Services (HCBS) Medicaid waiver, specifically: 1) Personal Care/Homemaker – Elderly, Blind and Disabled; Mentally Ill and Persons Living with AIDs; Brain Injury; and 2) In Home Support Services (IHSS) – Elderly, Blind and Disabled.

¹¹ Although home care placement agencies are not subject to licensure, they are required to register with the Department.

Health care entity type	State licensure required?	Does the Division conduct surveys for:	
		Medicare certification?	Medicaid certification?
Critical access	Yes ¹²	Yes	Yes
General/Short term	Yes	Yes	Yes
Long-term care	Yes ¹³	Yes	Yes
Maternity	Yes	No	No
Psychiatric	Yes	Yes ¹⁴	Yes ¹⁴
Rehabilitation	Yes	Yes	Yes
Hospital unit	Yes	Yes ¹⁵	Yes ¹⁵
Nursing home			
Long-term care facility	Yes	Yes	Yes
Transitional care unit (aka Extended care facility)	Yes	Yes	Yes
Outpatient rehabilitation services: physical therapy, speech pathology services (<i>not provided in consumer's home and not licensed as and home care agency</i>)	No	Yes	Yes
Portable x-ray services	No	Yes	Yes
Psychiatric residential treatment facility - pediatrics	No	Yes	Yes

¹² Critical access hospitals are licensed as general hospitals and federally certified as critical access hospitals.

¹³ Long term care hospitals are licensed as general hospitals and federally certified as long term care hospitals.

¹⁴ Psychiatric hospitals are Medicare/Medicaid certified through a two-step process, as follows. Step 1: certification as an acute care hospital – the survey is conducted by state surveyors from the Health Facilities and Emergency Medical Services Division. Step 2: certification as a psychiatric hospital – the survey is arranged by CMS and scheduled at least 6 months after the acute care hospital certification.

¹⁵ Hospital units may Medicare/Medicaid approved by CMS as provider based.